

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA**

**VIPER NETWORKS, INC.**, a Nevada  
corporation,

Plaintiff,

v.

**RATES TECHNOLOGY INC.**, a Delaware  
corporation,

Defendant.

**RATES TECHNOLOGY INC.**, a Delaware  
corporation,

Counter-claimant,

v.

**VIPER NETWORKS, INC.**, a Nevada  
corporation,

Counter-defendant.

**Civ. No. 09-cv-00768-L-RBB**

**ORDER DENYING DEFENDANTS'  
EX PARTE MOTIONS TO  
COMPEL ATTENDANCE OF  
VIPER NETWORK'S CEO [DOC.  
NO. 16] AND TO RESET DATE OF  
EARLY NEUTRAL EVALUATION  
CONFERENCE [DOC. NO. 21]**

**ORDER DENYING DEFENDANTS' EX PARTE MOTIONS TO COMPEL ATTENDANCE OF VIPER  
NETWORK'S CEO [DOC. NO. 16] AND TO RESET DATE OF EARLY NEUTRAL EVALUATION  
CONFERENCE [DOC. NO. 21]**

1 Defendant and Counterclaimant's Ex Parte Motion to Compel Attendance of Viper Networks,  
2 Inc.'s CEO [doc. no. 16] is DENIED. Furthermore, its Ex Parte Motion to Reset Date for Early  
3 Neutral Evaluation Conference [doc. no. 21] is also DENIED.

4 DATED: June 1, 2009.

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7 Magistrate Judge Ruben B. Brooks  
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